

LEGISLATURE OF NEBRASKA

NINETY-NINTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 919

Introduced by Smith, 48

Read first time January 5, 2006

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to game and parks; to amend sections 37-421 and
2 37-421.01, Revised Statutes Supplement, 2005; to provide
3 for discounted combination hunting and fishing permits
4 for persons in military service; to harmonize provisions;
5 and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 37-421, Revised Statutes Supplement,
2 2005, is amended to read:

3 37-421 (1) The commission may issue an annual combination
4 fishing and hunting permit upon application and payment of a fee of
5 five dollars to:

6 (a) ~~any~~ Any Nebraska resident who is a veteran, who
7 is sixty-four years of age or older, and who was discharged or
8 separated with a characterization of honorable or general (under
9 honorable conditions); ~~or~~

10 (b) ~~any~~ Any Nebraska resident who is sixty-nine years of
11 age or older; ~~or~~ -

12 (c) Any Nebraska resident who is in military service or
13 who is on active service of the state.

14 (2) A person who is issued a permit under this section
15 shall be exempt from the payment of any additional fees provided by
16 the laws of the State of Nebraska and established by the commission
17 pursuant to section 37-327 for the privilege of fishing or hunting
18 in Nebraska, except that such exemption shall not extend to the
19 privilege of commercial fishing, trapping of fur-bearing animals,
20 or hunting for deer, antelope, wild turkey, or any other species of
21 fish and game on which the open season is limited to a restricted
22 number of permits or to special permits for a restricted area or
23 game management unit.

24 ~~(2)~~ (3) A permit issued as provided in this section shall
25 expire as provided in section 37-405. Permits issued under this

1 section as it existed before January 1, 2006, shall not expire as
2 provided in section 37-405.

3 ~~(3)~~ (4) If disabled persons are unable by reason of
4 physical infirmities to hunt and fish in the normal manner, the
5 commission may issue special permits without cost to those persons
6 to hunt and fish from a vehicle, but such permits shall not
7 authorize any person to shoot from any public highway.

8 ~~(4)~~ (5) The commission may adopt and promulgate rules and
9 regulations necessary to carry out this section.

10 (6) For purposes of this section:

11 (a) Active service of the state has the same meaning as
12 in subdivision (2) of section 55-104; and

13 (b) Military service means service as a member of the
14 armed forces of the United States, including the National Guard or
15 reserves.

16 Sec. 2. Section 37-421.01, Revised Statutes Supplement,
17 2005, is amended to read:

18 37-421.01 ~~(1)~~ Notwithstanding any provision of section
19 37-407 to the contrary, a Nebraska resident who purchased a
20 hunting, fishing, or combination hunting and fishing permit and
21 who was deployed out of state with a branch of the United States
22 military shall be entitled to receive a discounted permit on a
23 one-time basis upon returning to the state if the resident:

24 ~~(a)~~ Provides to the commission satisfactory proof of
25 purchase of the original permit and evidence of the resident's

1 ~~deployment out of state during the period of the original permit,~~
2 ~~and~~

3 ~~(b) Was deployed out of state for more than one-half of~~
4 ~~the period of the original permit.~~

5 ~~(2)(a)~~ (1)(a) Notwithstanding any provision of section
6 37-447, 37-449, 37-450, 37-451, or 37-457 to the contrary, a
7 Nebraska resident who purchased a big game permit and who was
8 deployed out of state with a branch of the United States military
9 for the entire season of the hunt and who was unable to use
10 the permit shall be entitled to receive a discounted permit on a
11 one-time basis upon returning to the state if the resident provides
12 to the commission satisfactory proof of purchase of the original
13 permit and evidence of the resident's deployment. Alternatively,
14 the member of the military may request a refund of the amount paid
15 for a big game permit and the commission shall pay such amount.

16 (b) For purposes of this subsection, big game means
17 antelope, deer, elk, mountain sheep, and wild turkeys.

18 ~~(3)~~ (2) The commission shall establish a fee of five
19 dollars for the discounted permits authorized in this section.
20 The commission may authorize electronic issuance of the discounted
21 permits.

22 ~~(4)~~ (3) The commission may adopt and promulgate rules and
23 regulations that set forth the procedures for applying for, and the
24 issuance of, the discounted permits authorized in this section.

25 Sec. 3. Original sections 37-421 and 37-421.01, Revised

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1 Statutes Supplement, 2005, are repealed.